

Senate Bill 5533

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Maintains and reserves lottery revenues available to benefit public purposes during biennium beginning July 1, 2021, in Administrative Services Economic Development Fund. Allocates moneys from fund for biennium beginning July 1, 2021.

Directs Oregon Department of Administrative Services to establish process for quarterly allocations of moneys from Administrative Services Economic Development Fund and Veterans' Services Fund.

Transfers certain interest earnings from Oregon Education Fund to Lottery Bond Fund for payments by Department of Education on education lottery bonds.

Allocates moneys from Veterans' Services Fund for biennium beginning July 1, 2021.

Directs distribution of moneys from Criminal Fine Account.

Directs distribution of moneys from Oregon Marijuana Account.

Declares emergency, effective July 1, 2021.

A BILL FOR AN ACT

Relating to state financial administration; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. During the biennium beginning July 1, 2021, all lottery revenues available to benefit the public purposes specified in Article XV, section 4, of the Oregon Constitution, that are in excess of distributions or allocations required by law shall be maintained in the Administrative Services Economic Development Fund.

SECTION 2. All moneys in the Administrative Services Economic Development Fund as of July 1, 2021, and thereafter are reserved to meet the commitments of sections 1 to 13 of this 2021 Act.

SECTION 3. The following amounts are allocated for the biennium beginning July 1, 2021, from the Administrative Services Economic Development Fund, to the Oregon Business Development Department, for the following purposes:

- (1) Operations..... \$ 9,157,372
- (2) Business, innovation
and trade..... \$ 84,917,646
- (3) Infrastructure..... \$ 2,474,770
- (4) Oregon Film and Video Office .. \$ 1,307,330

SECTION 4. There is allocated for the biennium beginning July 1, 2021, from the Administrative Services Economic Development Fund, to the Department of Education, for the State School Fund, the amount of \$487,094,815.

SECTION 5. There is transferred to the Lottery Bond Fund for the biennium beginning July 1, 2021, out of the Oregon Education Fund, 100 percent of the declared earnings on the Education Stability Fund that are transferred to the Oregon Education Fund during the

Note: For budget, see 2021-2023 Biennial Budget

NOTE: Matter in boldfaced type in an amended section is new; matter [italic and bracketed] is existing law to be omitted. New sections are in boldfaced type.

1 biennium beginning July 1, 2021, to be used by the Department of Education for the purposes
2 of maintaining cash flow and paying, when due, the principal, interest and premium, if any,
3 on outstanding education lottery bonds.

4 **SECTION 6.** There is allocated for the biennium beginning July 1, 2021, from the Admin-
5 istrative Services Economic Development Fund, to the office of the Governor, the amount
6 of \$4,439,445 for expenses of the Regional Solutions Program.

7 **SECTION 7.** (1) The Oregon Department of Administrative Services shall establish a
8 process for allocating available moneys in the Administrative Services Economic Develop-
9 ment Fund on a quarterly basis to fulfill the biennial allocations made by sections 1 to 13 of
10 this 2021 Act. The department shall set the quarterly allocations.

11 (2) If, in any quarter, the moneys transferred from the State Lottery Fund to the Ad-
12 ministrative Services Economic Development Fund are insufficient to pay for the quarterly
13 allocations made by sections 1 to 13 of this 2021 Act or any other 2021 Act, prior to making
14 any other allocations pursuant to sections 1 to 13 of this 2021 Act, the department shall
15 satisfy lottery bond debt service obligations in the amount of \$321,823,932 for outstanding
16 lottery bonds.

17 (3) After the lottery bond debt service obligations described in subsection (2) of this
18 section are satisfied, if the remaining moneys transferred from the State Lottery Fund to
19 the Administrative Services Economic Development Fund are insufficient to pay for the
20 quarterly allocations made by sections 1 to 13 of this 2021 Act, the department shall reduce
21 the quarterly allocations not described in subsection (2) of this section proportionately in
22 amounts sufficient to accommodate the revenue shortfall.

23 **SECTION 8.** There is allocated for the biennium beginning July 1, 2021, from the Admin-
24 istrative Services Economic Development Fund, to the Oregon Department of Administrative
25 Services, the amount of \$321,823,932 for the purpose of paying, when due, the principal, in-
26 terest and premium, if any, on outstanding lottery bonds, as described in section 7 of this
27 2021 Act.

28 **SECTION 9.** Notwithstanding and in lieu of the requirement in ORS 461.547 (1) for a
29 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
30 allocated from the Administrative Services Economic Development Fund to the Oregon De-
31 partment of Administrative Services for distribution to counties for economic development
32 activities as provided by ORS 461.547 is \$51,415,289.

33 **SECTION 10.** Notwithstanding and in lieu of the requirement in ORS 461.549 (2) for a
34 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
35 allocated from the Administrative Services Economic Development Fund to the Problem
36 Gambling Treatment Fund is \$14,952,784.

37 **SECTION 11.** Notwithstanding and in lieu of the requirement in ORS 565.447 for a
38 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
39 allocated from the Administrative Services Economic Development Fund to the County Fair
40 Account established in ORS 565.445 is \$3,828,000.

41 **SECTION 12.** Notwithstanding and in lieu of the allocation described in section 2 (3),
42 chapter 2, Oregon Laws 2017 (Ballot Measure 99 (2016)), for a percentage-based transfer of
43 moneys with an annual cap, for the biennium beginning July 1, 2021, the amount allocated
44 from the Administrative Services Economic Development Fund to the Outdoor School Edu-
45 cation Fund is \$45,305,721.

1 **SECTION 12a.** Notwithstanding and in lieu of the requirement in ORS 461.543 (4) for a
 2 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
 3 allocated from the Administrative Services Economic Development Fund to the Sports Lot-
 4 tery Account is \$15,122,641.

5 **SECTION 13.** Notwithstanding and in lieu of the allocation described in section 44, chap-
 6 ter 355, Oregon Laws 2019, for the biennium beginning July 1, 2021, the amount allocated
 7 from the Administrative Services Economic Development Fund to the Employer Incentive
 8 Fund is \$19,337,052.

9 **SECTION 14.** There are allocated for the biennium beginning July 1, 2021, from the
 10 Veterans’ Services Fund, to the Veterans’ Department of Veterans’ Affairs Dedicated Lot-
 11 tery Fund, the following amounts for the following purposes:

- 12 (1) Veterans’ Services Program \$ 11,892,872
- 13 (2) County Veterans’ Service
- 14 Officers \$ 7,474,669
- 15 (3) National Service
- 16 Organizations..... \$ 497,880

17 **SECTION 14a.** There is allocated for the biennium beginning July 1, 2021, from the
 18 Veterans’ Services Fund, to the Oregon Criminal Justice Commission, the amount of \$578,865
 19 for veterans’ specialty courts.

20 **SECTION 14b.** There is allocated for the biennium beginning July 1, 2021, from the
 21 Veterans’ Services Fund, to the Oregon Health Authority, the amount of \$2,127,476 for
 22 veterans’ behavioral health services.

23 **SECTION 15.** (1) The Oregon Department of Administrative Services shall establish a
 24 process for allocating available moneys in the Veterans’ Services Fund on a quarterly basis
 25 to fulfill the biennial allocations made by sections 14 to 14b of this 2021 Act.

26 (2) If the moneys transferred from the State Lottery Fund to the Veterans’ Services
 27 Fund are insufficient to pay for the quarterly allocations under subsection (1) of this section,
 28 the department shall reduce the quarterly allocations proportionately in amounts sufficient
 29 to accommodate the revenue shortfall.

30 **SECTION 16.** Notwithstanding ORS 137.300, for the biennium beginning July 1, 2021, the
 31 Department of Revenue shall distribute the moneys in the Criminal Fine Account established
 32 by ORS 137.300 as specified in sections 17 to 21 of this 2021 Act.

33 **SECTION 17.** There are allocated to the Department of Public Safety Standards and
 34 Training for the biennium beginning July 1, 2021, from the Criminal Fine Account, the fol-
 35 lowing amounts for the following purposes:

- 36 (1) Criminal justice training
- 37 and standards operations..... \$ 41,714,109
- 38 (2) Public Safety Memorial Fund ... \$ 279,677

39 **SECTION 18.** There are allocated to the Department of Justice for the biennium begin-
 40 ning July 1, 2021, from the Criminal Fine Account, the following amounts for the following
 41 purposes:

- 42 (1) Child Abuse Multidisciplinary
- 43 Intervention Account..... \$ 12,147,006
- 44 (2) Creation and operation of a
- 45 statewide system of regional

1 assessment centers as
 2 provided under ORS 418.746
 3 to 418.796..... \$ 846,968
 4 (3) Criminal Injuries
 5 Compensation Account \$ 9,461,473
 6 (4) Services to children eligible
 7 for compensation under
 8 ORS 147.390 and costs to
 9 administer provision of
 10 these services \$ 716,912

11 **SECTION 19.** There are allocated to the Department of Human Services for the biennium
 12 beginning July 1, 2021, from the Criminal Fine Account, the following amounts for the fol-
 13 lowing purposes:

14 (1) Domestic Violence Fund
 15 established in ORS 409.300
 16 for the purpose of
 17 ORS 409.292 (1)(a) to (c)..... \$ 2,320,336
 18 (2) Sexual Assault Victims Fund.... \$ 556,264

19 **SECTION 20.** There are allocated to the State Court Facilities and Security Account es-
 20 tablished under ORS 1.178, for the biennium beginning July 1, 2021, from the Criminal Fine
 21 Account, the following amounts for the following purposes:

22 (1) State court security
 23 and emergency preparedness.... \$ 4,147,778
 24 (2) Distributions to county court
 25 facilities security accounts..... \$ 3,057,581

26 **SECTION 21.** (1) There is allocated to the Oregon Health Authority for the biennium be-
 27 ginning July 1, 2021, from the Criminal Fine Account, the amount of \$42,884 for the purpose
 28 of grants under ORS 430.345 for the establishment, operation and maintenance of alcohol and
 29 drug abuse prevention, early intervention and treatment services provided through a county.

30 (2) There is allocated to the Law Enforcement Medical Liability Account established un-
 31 der ORS 414.815, for the biennium beginning July 1, 2021, from the Criminal Fine Account,
 32 the amount of \$1,300,000.

33 (3) There is allocated to the Oregon State Police for the biennium beginning July 1, 2021,
 34 from the Criminal Fine Account, the amount of \$351,572 for the purpose of enforcing the laws
 35 relating to driving under the influence of intoxicants.

36 (4) There is allocated to the State Court Technology Fund established under ORS 1.012,
 37 for the biennium beginning July 1, 2021, from the Criminal Fine Account, the amount of
 38 \$3,887,500.

39 (5) There is allocated to the Intoxicated Driver Program Fund created under ORS 813.270,
 40 for the biennium beginning July 1, 2021, from the Criminal Fine Account, the amount of
 41 \$4,323,000.

42 (6) There is allocated to the Oregon Health Authority for the biennium beginning July
 43 1, 2021, from the Criminal Fine Account, the amount of \$331,824 for the Emergency Medical
 44 Services and Trauma Systems Program created under ORS 431A.085.

45 (7) There is allocated to the Department of Revenue for the biennium beginning July 1,

1 2021, from the Criminal Fine Account, the amount of \$100,000 for administrative costs of the
2 department.

3 **SECTION 22.** After distributing the amounts specified in sections 17 to 21 of this 2021
4 Act, the Department of Revenue shall distribute funds remaining in the Criminal Fine Ac-
5 count to the General Fund.

6 **SECTION 23.** (1) There is allocated to the State School Fund established under ORS
7 327.008, for the biennium beginning July 1, 2021, from the Oregon Marijuana Account, the
8 amount of \$110,236,043.

9 (2) There is allocated to the Oregon Health Authority, for mental health treatment or for
10 purposes related to alcohol and drug abuse prevention, early intervention and treatment
11 services, for the biennium beginning July 1, 2021, from the Oregon Marijuana Account, the
12 amount of \$55,118,021.

13 (3) There is allocated to the Oregon Health Authority, for the health systems division,
14 for the biennium beginning July 1, 2021, from the Oregon Marijuana Account, the amount
15 of \$13,779,202 for purposes related to alcohol and drug abuse prevention, early intervention
16 and treatment services.

17 (4) There is allocated to the Oregon Health Authority, for the biennium beginning July
18 1, 2021, from the Oregon Marijuana Account, the amount of \$112,620,298, for deposit into the
19 Drug Treatment and Recovery Services Fund.

20 (5) There is allocated to the State Police Account established under ORS 181A.020, for the
21 biennium beginning July 1, 2021, from the Oregon Marijuana Account, the amount of
22 \$41,339,000.

23 **SECTION 24.** This 2021 Act being necessary for the immediate preservation of the public
24 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
25 July 1, 2021.